

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

THEODORE PETERSON,

Plaintiff,

v.

TIM BETTI, ET AL.,

Defendants.

:
:
:
:
:
:
:
:
:
:

No. 4:17-CV-1040

(Judge Brann)

ORDER

AND NOW, this 31st day of May 2018, in accordance with the accompanying Memorandum, **IT IS HEREBY ORDERED** that:

1. Plaintiff's action is **DISMISSED WITHOUT PREJUDICE** for failure to prosecute.
2. The Clerk of Court is directed to **CLOSE** this case.
3. Any appeal from this Order will be deemed frivolous, without probable cause and not taken in good faith.

BY THE COURT:

s/ Matthew W. Brann

Matthew W. Brann

United States District Judge